

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS
EASTERN DIVISION

FIRST PIONEER FARM CREDIT,

Plaintiff,

v.

FIRST PIONEER CREDIT UNION,

Defendant.

CIVIL ACTION
NO. 04-12508 GAO

**JOINT STATEMENT OF THE PARTIES
PURSUANT TO LOCAL RULE 16.1(D)**

Pursuant to Rule 16.1(d) of the Local Rules of the United States District Court for the District of Massachusetts, Plaintiff First Pioneer Farm Credit and Defendant First Pioneer Credit Union hereby submit this Joint Statement pursuant to the Scheduling Conference of January 5, 2005:

1. Proposed Pretrial and Trial Schedule

January 19, 2005	The parties shall exchange automatic disclosures, including production of documents
March 11, 2005	The parties shall disclose expert witnesses, including the disclosures required by Fed.R.Civ.P. 26(a)(2).
March 25, 2005	All fact and expert discovery shall be completed
April 8, 2005	The Plaintiff shall submit its motion for permanent injunction and any supporting materials in support of that motion
April 18, 2005	The Defendant shall submit its opposition to the Plaintiff's motion for a preliminary injunction and any supporting materials

April 20, 2005 A pre-trial conference shall commence at 2:00 p.m.

April 25, 2005 The Plaintiff shall submit its reply to the Defendant's response to Plaintiff's motion for a permanent injunction and any supporting materials

May 4, 2005 A hearing on the motion for permanent injunction shall commence at 9:00 a.m.

2. Certification

Plaintiff has filed certifications required by Local Rule 16.1(d)(3).

3. Consideration of Trial by Magistrate Judge

The parties do not consent to a trial by the Magistrate Judge.

4. Settlement

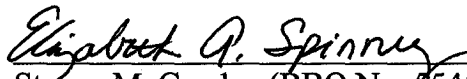
Plaintiff has made a settlement proposal to the Defendant as required by Local Rule 16.1(c).

Dated: January 14, 2005

Respectfully Submitted,

FIRST PIONEER FARM CREDIT, ACA,

By its attorneys,


Steven M. Cowley (BBO No. 554534)
Elizabeth A. Spinney (BBO No. 657848)
EDWARDS & ANGELL, LLP
101 Federal Street
Boston, Massachusetts 02110
Ph: 617-439-4444
Fx: 617-439-4170

FIRST PIONEER CREDIT UNION

By its attorneys,

Kevin C. Cain (EAS)
Kevin C. Cain (BBO No. 550055)
Michael J. Cedrone (BBO No. 657708)
PEABODY & ARNOLD LLP
30 Rowes Wharf
Boston, MA 02110
Ph: 617-951-2100

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the above document was served upon all counsel of record by fax and first class mail this 14th day of January 2005.

Elizabeth A. Spinney
Elizabeth A. Spinney